

ENVIRONMENTAL **NO. 52496#E**
APPLICATION FOR PERMIT
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF
NEVADA

Date of filing in State Engineer's Office SEP 13 1988

Returned to applicant for correction _____

Corrected application filed _____

Map filed SEP 13 1988

The applicant **National Convenience Stores, Inc.**, hereby make application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated.

1. The source of the proposed appropriation is **near surface groundwater (underground) at the intersection of Charleston and Lamb Boulevards, Las Vegas, Nevada**

2. The amount of water applied for is **0.011 second-feet**

(a) If stored in reservoir give number of acre-feet

3. The water to be used for **other use. Environmental Purposes Water will be removed from site by vacuum truck as part of gasoline recovery project.**

4. If use is for:

(a) Irrigation, state number of acres to be irrigated

(b) Stockwater, state number and kinds of animals to be watered

(c) Other use (describe fully under No. 12. "Remarks")

(d) Power:

(1) Horsepower developed **Not applicable**

(2) Point of return of water to stream **Not applicable**

5. The water is to be diverted from its source at the following point **within SW¹/₄ of the SW¹/₄ of Section 32, T.20S, R.62E. MDB & M. From which point, the Southwest corner of Section 32, T.20S., R.62E. MDB & M bears approximately S62°57'34"W a long a distance of 152.63 ft.**

6. Place of Use **water recovered will be withdrawn incidental to recovery of gasoline and will have no beneficial use. Water will periodically be pumped by vacuum truck and removed off-site for ultimate disposal as a waste. (Portion of SW¹/₄ SW¹/₄ Section 32, T.20S., R.62E., M.D.B.&M.)**

7. Use will begin about **September 1** and end about **(Determined by NDEP)** of each year.

8. Description of proposed works **Drilled well**

9. Estimated cost of works **\$10,000**

10. Estimated time required to construct works **for 1 8-inch diameter recovery well, construction required is 2 days.**

11. Estimated time required to complete the application of water to beneficial use **No beneficial use of water recovered.**

12. Remarks: Use of recovery well is part of an on-going remediation program to recover spilled fuel. Work is being conducted under an Order by Division of Environmental Protection and is in association with existing Permit 50713. A water rights survey map accompanies this application.

By s/Robert F. Kaufmann
Robert F. Kaufmann The MARK Group
2300 Paseo Del Prado, Suite D-108
Las Vegas, Nevada 89102

Compared hf/ cmf hf/cmf

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to existing rights on the source. It is understood that the amount of water herein granted is only a temporary allowance for pollution control as mandated by orders issued by the Nevada Division of Environmental Protection and subsequent correspondence with said agency. The right will cease to exist upon termination of clean up activity as determined by the Nevada Division of Environmental Protection. A totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and records of this measurement shall be submitted on an annual basis. It is also understood that this right must allow for a reasonable lowering of the static water level of permittee's well due to other ground water development in the area. The well shall be equipped with a 2-inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. The State retains the right to regulate the use of water granted herein at any and all times.

This permit is issued pursuant to the provisions of NRS 533.4375. Well drillers reports for any well(s) drilled under this permit shall be filed within 30 days from the completion of the well.

Within 30 days after the completion of the project, the permittee shall notify the State Engineer of such completion and all wells shall be plugged and abandoned in accordance with Chapter 534 of the Nevada Administrative Code.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

(CONTINUED ON PAGE 3)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.011 cubic feet per second, but not to exceed 2.595 million gallons annually.

Work must be prosecuted with reasonable diligence and be completed on or before:

*

Proof of completion of work shall be filed before:

*

Water must be placed to beneficial use on or before:

*

Proof of the application of water to beneficial use shall be filed on or before:

*

Map in support of proof of beneficial use shall be filed on or before:

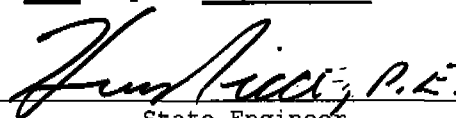
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* The right will cease to exist upon termination of clean up activity as determined by the Nevada Division of Environmental Protection.

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set
my hand and the seal of my office,

this 8th day of September, A.D. 2000


State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate _____ No. Issued _____

ENVIRONMENTAL

